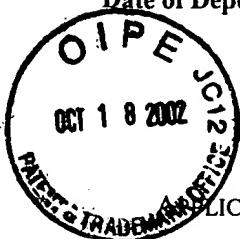


Express Mail Label No.: EV862. 557US  
Date of Deposit: October 18, 2002

10-22-02 BD

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Attorney Docket No. 15966-789 (CURA 289)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Padigaru, et al.  
ASSIGNEE : CURAGEN CORP.  
SERIAL NUMBER : 09/844,861  
FILING DATE : April 27, 2001  
FOR : NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME  
EXAMINER : Not Yet Assigned  
ART UNIT : 1646

U.S. Patent and Trademark Office  
BOX SEQUENCE  
P.O. Box 2327  
Arlington, VA 22202

**TRANSMITTAL LETTER**

Transmitted herewith for filing in the present application are the following documents:

- Copy of Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures (1 pg.);
- Response to Notice to Comply (2 pgs.);
- Petition for Extension of Time (1 pg., in duplicate);
- Second Preliminary Amendment (2 pgs. in duplicate);
- Check No. 14382 for \$110.00 in payment of petition for one month-extension of time;
- Computer-readable copy of the Sequence Listing (1 diskette);
- Paper copy of the Sequence Listing (60 pgs.);
- Statement in Support of Computer Readable Form Submission Under 37 C.F.R. § 1.821(f) (1 pg.); and
- Return Postcard.

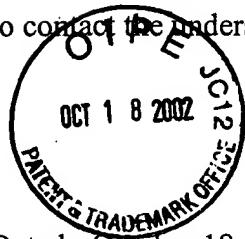
The Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311 (Reference No. 15966-789 (CURA 289). A duplicate copy of this transmittal letter is enclosed.

**DISK TO STIC**

DATE: \_\_\_\_\_



If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts.



Dated: October 18, 2002



30623

PATENT TRADEMARK OFFICE

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ivor R. Elrifi".

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Ivor R. Elrifi, Reg. No. 39529  
Cynthia Kozakiewicz, Reg. No. 42,764  
MINTZ, LEVIN, COHN, FERRIS,  
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TRA 1723761v1



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/844,861	04/27/2001	Muralidhara Padigaru	15966-789 (Cura-289)

Ivor R. Elrifi, Esq.  
Mintz, Levin, Cohn, Ferris,  
Glovsky and Popeo, P.C.  
One Financial Center  
Boston, MA 02111



CONFIRMATION NO. 1375

FORMALITIES LETTER



\*OC000000008470505\*

Date Mailed: 07/18/2002

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

**For questions regarding compliance to these requirements, please contact:**

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**

*A copy of this notice **MUST** be returned with the reply.*

*NJ*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Express Mail Label No.: EV862-65557US  
Date of Deposit: October 18, 2002

Attorney Docket No. 15966-789 (CURA 289)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Padigaru, *et al.*  
ASSIGNEE : CURAGEN CORP.  
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U.S. Patent and Trademark Office  
BOX SEQUENCE  
P.O. Box 2327  
Arlington, VA 22202

**RESPONSE TO NOTICE TO COMPLY**

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures (the Notice) mailed July 18, 2002, Applicants submit herein a computer readable form (CRF) copy of the corrected "Sequence Listing", and a paper copy of the corrected "Sequence Listing." Also enclosed is a copy of the Notice, a statement that the content of the paper and computer readable copies are the same and include no new matter, in compliance with 38 C.F.R. §§ 1.821 –1.825, a Second Preliminary Amendment, and a Petition for a One-Month Extension of Time with check (#14382) in the amount of \$110.00. With the extension, the response is due on or before October 18, 2002.

Although applicant believes no additional fees are due with this filing, the Commissioner is authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 15966-789 (Cura-289)).

Should any questions or issues arise concerning this application, the Examiner is encouraged to contact the undersigned at the telephone number provided below.



Respectfully submitted,

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October 18, 2002